

SPECIFICATION, continued

- Update status of referenced U.S. applications (e.g. "now abandoned", or "issued as US Patent No.:") (Examiner's amendment, no attorney authorization required.)
- Recheck for Brief Description of Drawings of each figure. Note that if figures have multiple parts (e.g. Fig. 1A, Fig. 1B, etc.) Each individual part must be referred to in the brief description of the drawings. (Examiner's amendment, no attorney authorization required.)
- Recheck Brief Summary & Description to see if in harmony with the claims. If not, require applicant to modify, using FP 1307 (M.P.E.P. 1302.01).
- No blanks or missing text (e.g. "Serial Number ____").
- No unclear or missing words because of HOLES at top of page or poor copy quality.
- No missing pages or page numbers, no duplicate pages, page numbers are consecutive.
- Examples, tables, etc. numbered/lettered consecutively.
- Text and tables/charts legible.
- No non-initialed alterations.
- Minor, obvious errors in spelling, grammar, punctuation corrected by Examiner (Examiner's amendment, no attorney authorization required).
- CD-ROM submissions (e.g. large tables, computer programs) are in compliance with M.P.E.P. 608.05.

Biotech only:

- Complies with sequence rules:
 - CRF (computer readable form) filed and approved by STIC or generated from parent (M.P.E.P. 2422.05)
 - Raw sequence listing entered in IFW (STIC printout).
 - Sequence listing in IFW (copy provided by applicant).
 - Sequence listing matches CRF.
- All requirements for Deposit of Biological Materials have been fulfilled (See M.P.E.P. 2411; 37 C.F.R. §1.809).

3. OATH OR DECLARATION

- Original, first and sole/joint inventor(s) clause.
- Contains "reviewed and understands" and "duty of disclosure" statements, CIP oath states duty to disclose intervening art.
- Names of applicants on bibliographic data sheet same as in oath/declaration, unless there has been a request under 37 C.F.R. §1.48 to delete one or more inventors, and that request has been granted.
- Full given name for each applicant (M.P.E.P. 605.04(b)).
- Signature, Address and Citizenship for each inventor. (Address may be found on Application Data Sheet, see M.P.E.P. 601.05).
- Any alterations initialed and dated.
- Foreign priority includes country, serial number and filing date (check against bibliographic data sheet). (May be found on Application Data Sheet, see M.P.E.P. 601.05).
- Continuing data, if any, should be mentioned in the first sentences of the specification or ADS (not the oath or declaration). Especially in cases where an oath or declaration from a prior application is used, the continuity data may differ; and no objection should be made to the inclusion or lack or inclusion of continuity data in the oath. Benefit under 35 U.S.C. §120 should only be given if the application is mentioned in the first sentences of the specification, or on the ADS. See M.P.E.P. 601.05.

4. APPLICATION DATA SHEET

- If more than one Application Data Sheet is present, only the most recent one is considered.
- If present, must be compared with Oath/Declaration. If any discrepancies, a notice of defective oath or declaration should be sent. (M.P.E.P. 601.05)

5. PTO/SB/08 (former PTO-1449): INFORMATION DISCLOSURE STATEMENT (M.P.E.P. 609)

- U.S. Patents-identified by patent number, patent date (Month-Year), and patentees.
- Foreign published applications and patents-identified by document number, publication date (Month-Year) and country or office.
- Printed publications-identified by author (if any), title, publication date (Month-Year), volume and issue number (if known), and pages relied on.

PTO/SB/08, con't.

- Examiner should initial all citations considered.
- Examiner should draw a line through each citation not considered.
- For each US patent considered, Examiner should insert the relevant classification or draw a line in the space provided for classification information.
- Sign and date each page.

6. PTO-892 NOTICE OF REFERENCES CITED (M.P.E.P 707.05)

- If applicants have not filed an information disclosure statement, the Examiner must cite references using a PTO-892, and the references must be appropriately addressed in an office action or in the notice of allowance. References cited at the time of allowance should be scanned into e-DAN, but do not need to be sent to applicants.
- U.S. Patents-identified by patent number, patent date (Month-Year), and patentees. If class/subclass not provided, line through appropriate boxes.
- Foreign published applications and patents-identified by document number, publication date (Month-Year) and country or office. If classification not provided, line through appropriate boxes.
- Printed publications-identified by author (if any), title, publication date (Month-Year), volume and issue number (if known), and pages relied on.

7. DRAWINGS

- Figure selected for printing must be consistent with claim selected for printing, and must be referred to in the abstract. If no figure is to be printed, write "none" in the appropriate box on the Issue Classification Sheet (IFW form).
- Do not select a figure labeled as "prior art" for printing.
- If color photographs or drawings are present, check M.P.E.P. 608.02 for requirements.

8. IFW SEARCH NOTES FORM:

Update and complete Searched Box, Search Notes Box and Interference Searched Box.

Search Notes Box:

- Parent files checked
- Record consultations with other examiners, primaries, SPEs, SPREs and TQASs.
- Database searches recorded, with "printout attached" indicated, or search strategy set forth; specific vendors and files listed (e.g. Dialog, files 5, 55).
- Inventor/assignee search noted for possible double patenting issues.

Interference Searched Box:

- Lists both original class and subclass and all cross-referenced classes and subclasses.
- Indicates interference search of claimed sequences (Biotech).
- Search the broadest claims on EAST or WEST for all original and cross-referenced classes and subclasses. Make sure PG-PUB file is searched.
- Provide copies of search results in case.

9. IFW ISSUE CLASSIFICATION FORM:

Assistant Examiner and Primary Examiner spaces should be completed.

Primary Examiner must SIGN above their typewritten name.

Update FINAL classification

Complete classification cross-references.

Complete INTERNATIONAL CLASSIFICATION- available on PTO intranet.

Print claim should be the most comprehensive independent claim that conveys the nature of the invention. If dependent claim is printed, independent claim from which it depends must also be printed.

If only one claim is being allowed, write "the" in the "print claim" box instead of "1".

If there is a Terminal Disclaimer print IFW terminal disclaimer sheet.

Index of Claims no longer required upon allowance, issue classification form is sufficient.